

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTIETH LEGISLATURE

TWELFTH LEGISLATIVE DAY
FRIDAY, JANUARY 22, 2010

House of Representatives

The House convened at 9 a.m., the Speaker in the Chair.

Roll call showed 64 members present.

Absent and excused – Clark, Lake, Loertscher, Nielsen, Schaefer, Smith(24). Total – 6.

Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Spencer Brown, Page.

Approval of Journal

January 22, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Eleventh Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

There being no objection, the House advanced to the Fifth Order of Business.

Report of Standing Committees

January 22, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 395](#), [H 396](#), [H 397](#), [H 398](#), [H 399](#), and [H 400](#).

CLARK, Chairman

[H 395](#), [H 399](#), and [H 400](#) were referred to the Education Committee.

[H 396](#) was referred to the Revenue and Taxation Committee.

[H 397](#) and [H 398](#) were referred to the Transportation and Defense Committee.

January 21, 2010

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 379](#) and recommend that it do pass.

LOERTSCHER, Chairman

[H 379](#) was filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 401 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO THE IDAHO SPECIAL INDEMNITY FUND; AMENDING SECTION 72-223, IDAHO CODE, TO CLARIFY CERTAIN SUBROGATION INTERESTS AND TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 72-324, IDAHO CODE, TO PROVIDE LANGUAGE RELATING TO ADJUSTING CERTAIN CLAIMS, ENTERING INTO CERTAIN AGREEMENTS AND SETTLING CERTAIN DISPUTED CLAIMS; AMENDING SECTION 72-327, IDAHO CODE, TO REVISE THE METHOD OF CALCULATION OF AN ANNUAL ASSESSMENT, TO REVISE CERTAIN APPORTIONMENTS, TO REVISE PROVISIONS RELATING TO REPORTING, TO REMOVE A PROVISION RELATING TO CERTAIN INDEMNITY BENEFITS PAID AND TO REMOVE A PENALTY; AMENDING SECTION 72-328, IDAHO CODE, TO REVISE A PROVISION RELATING TO CERTAIN WILLFUL MISREPRESENTATIONS; AMENDING SECTION 72-332, IDAHO CODE, TO REVISE LANGUAGE RELATING TO CERTAIN RESPONSIBLE PARTIES FOR PAYMENT OF COMPENSATION BENEFITS BEFORE A CERTAIN DATE; AND AMENDING SECTION 72-334, IDAHO CODE, TO PROVIDE A DATE TO PRECLUDE CLAIMS AGAINST THE INDUSTRIAL SPECIAL INDEMNITY FUND.

HOUSE BILL NO. 402 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO FIREARMS, EXPLOSIVES AND OTHER DEADLY WEAPONS; AMENDING SECTION 18-3318, IDAHO CODE, TO DEFINE A TERM, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 33, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-3319A, IDAHO CODE, TO PROVIDE FOR UNLAWFUL ACTS RELATING TO A HOAX DESTRUCTIVE DEVICE AND TO PROVIDE A PENALTY; AND AMENDING SECTION 18-3320, IDAHO CODE, TO PROVIDE FOR THE UNLAWFUL USE OF A HOAX DESTRUCTIVE DEVICE IN THE COMMISSION OR ATTEMPTED COMMISSION OF A FELONY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 403 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO AGENCIES AND SERVICE FEES; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2359, IDAHO CODE, TO PROVIDE THAT PUBLIC AGENCIES MAY ENTER INTO CERTAIN AGREEMENTS WITH PRIVATE COMPANIES, TO PROVIDE FOR THE COLLECTION AND REMITTANCE OF CERTAIN FEES, TO PROVIDE FOR A REASONABLE ADDITIONAL FEE, TO PROVIDE FOR THE APPROVAL OF CERTAIN AGREEMENTS AND TO PROVIDE FOR THE APPROVAL OF CERTAIN FEES.

HOUSE BILL NO. 404
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO RISK MANAGEMENT; AMENDING SECTION 67-5773, IDAHO CODE, TO REMOVE LANGUAGE ESTABLISHING A RISK MANAGEMENT ADVISORY COMMITTEE AND TO REMOVE LANGUAGE DIRECTING THE DIRECTOR TO CONSULT WITH THE ADVISORY COMMITTEE.

HOUSE BILL NO. 405
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE DEPARTMENT OF ADMINISTRATION; AMENDING SECTION 67-5746, IDAHO CODE, TO REMOVE A PROVISION TO MEET CERTAIN MINIMUM REQUIREMENTS RELATING TO INVENTORY, TO REMOVE A PROVISION THAT THE DEPARTMENT OF ADMINISTRATION DEVELOP AND DISTRIBUTE TO AGENCIES CERTAIN REQUIREMENTS FOR INVENTORY SYSTEMS, TO REMOVE A REQUIREMENT OF A WRITTEN REPORT, AND TO REMOVE A PROVISION RELATING TO AN INFLATION FACTOR.

HOUSE BILL NO. 406
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC UTILITIES COMMISSION FOR FISCAL YEAR 2010; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 407
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO NAVIGATIONAL ENCROACHMENTS; AMENDING SECTION 58-1307, IDAHO CODE, TO REVISE PROVISIONS RELATING TO FEES FOR SPECIFIED PERMITS.

HOUSE BILL NO. 408
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO STATE ENDOWMENT TRUST LANDS; AMENDING SECTION 58-307, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY, TO REVISE PROVISIONS RELATING TO THE LEASE OF STATE ENDOWMENT TRUST LANDS, TO REVISE TERM OF LEASE PROVISIONS, TO REMOVE REFERENCE TO LANDS ELIGIBLE FOR THE FEDERAL CONSERVATION RESERVE ENHANCEMENT PROGRAM AS IT RELATES TO LEASES FOR COMMERCIAL PURPOSES, AND TO PROVIDE THAT CERTAIN TYPES OF LEASES SHALL NOT BE CONSIDERED LEASES FOR COMMERCIAL PURPOSES AS IT RELATES TO SPECIFIED LAW.

HOUSE BILL NO. 409
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO THE IDAHO GEOLOGICAL SURVEY; AMENDING SECTION 47-201, IDAHO CODE, TO PROVIDE THAT DESIGNATED REPRESENTATIVES OF THE STATE BOARD OF LAND COMMISSIONERS MAY SERVE AS MEMBERS OF THE ADVISORY BOARD FOR THE IDAHO GEOLOGICAL SURVEY.

HOUSE BILL NO. 410
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO FOREST PROTECTIVE ASSOCIATIONS; AMENDING SECTION 38-111, IDAHO CODE, TO REVISE PROVISIONS RELATING TO REQUIREMENTS FOR BUDGET SUBMISSIONS TO THE STATE BOARD OF LAND COMMISSIONERS.

HOUSE BILL NO. 411
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO THE TIMBER SUPPLY STABILIZATION ACT OF 1989; REPEALING CHAPTER 10, TITLE 58, IDAHO CODE, RELATING TO THE TIMBER SUPPLY STABILIZATION ACT OF 1989.

[H 401](#), [H 402](#), [H 403](#), [H 404](#), [H 405](#), [H 406](#), [H 407](#), [H 408](#), [H 409](#), [H 410](#), and [H 411](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that all bills on the Third Reading Calendar retain their places until Monday, January 25, 2010. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Monday, January 25, 2010. Seconded by Mr. Bedke. Motion carried.

Whereupon the Speaker declared the House adjourned at 9:16 a.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk